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22 **UNITED STATES DISTRICT COURT**
23 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

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As to All Member Cases

Case No. 13-md-2452-AJB-MDD

**JOINT MOTION FOR ENTRY
OF SUPPLEMENTAL ORDER
REGARDING MASTER
CONSOLIDATED ANSWERS
AND SERVICE OF PROCESS**

Judge: Hon. Anthony J. Battaglia
Magistrate: Hon. Mitchell D. Dembin

1 The parties jointly move the Court for entry of a Supplemental Order Regarding
2 Master Consolidated Answers and Service of Process. In support of this Motion, the
3 parties state as follows:

4 1. On December 2, 2013, the Court issued an Order Governing Filing of
5 Master Consolidated Complaint, Short Form Complaint, and Master Consolidated
6 Answer(s), which established procedures for the filing of a Master Consolidated
7 Complaint, a form Short Form Complaint, and Master Consolidated Answers.

8 2. At that time, the Plaintiffs filed and the Court approved a Master
9 Consolidated Complaint and Short Form Complaint. The Defendants – Amylin
10 Pharmaceuticals, LLC, Eli Lilly and Company, Merck Sharp & Dohme Corp., and
11 Novo Nordisk Inc. – were instructed to file Master Consolidated Answers by
12 December 31, 2013.

13 3. On or before December 31, 2013, each of the aforementioned Defendants
14 filed a Master Answer.

15 4. Pursuant to Rules 1 and 4 of the Federal Rules of Civil Procedure, the
16 parties jointly request that the Court enter the attached Proposed Order, which will
17 streamline the process for serving and answering complaints in this litigation and
18 conserve the parties' and the Court's resources.

19
20 Respectfully submitted:

21 Dated: January 17, 2014

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WATTS GUERRA LLP

24 By: /s/ Ryan L. Thompson
25 Ryan L. Thompson
26 Plaintiffs' Counsel
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Dated: January 17, 2014

HUNTER J. SHKOLNIK
NAPOLI BERN RIPKA SHKOLNIK

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Hunter J. Shkolnik
Plaintiffs' Counsel

Dated: January 17, 2014

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Tor A. Hoerman
Plaintiffs' Counsel

Dated: January 17, 2014

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Amylin Pharmaceuticals, LLC

8 Dated: January 17, 2014

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Merck Sharp & Dohme Corp.

15 Dated: January 17, 2014

LOREN BROWN
HEIDI LEVINE
RAYMOND WILLIAMS
DLA PIPER

18 By: /s/ Heidi Levine

Heidi Levine
Attorneys for Defendant
Novo Nordisk Inc.

22 **SIGNATURE ATTESTATION**

23 Pursuant to Section 2.f.4 of the Court's CM/ECF Administrative Policies, I
24 hereby certify that authorization for the filing of this document has been obtained
25 from each of the other signatories shown above and that all signatories have
26 authorized placement of their electronic signature on this document.

27 /s/ Vickie E. Turner

Vickie E. Turner

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23 **ATTORNEYS FOR DEFENDANT**
24 **MERCK SHARP & DOHME CORP.**

25 **UNITED STATES DISTRICT COURT**
26 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

27 In re: INCRETIN-BASED THERAPIES
28 PRODUCTS LIABILITY LITIGATION

Case No. 13-md-2452-AJB-MDD

CERTIFICATE OF SERVICE

Judge: Hon. Anthony J. Battaglia
Magistrate: Hon. Mitchell D. Dembin

1
2 **CERTIFICATE OF SERVICE**
3

4 I HEREBY CERTIFY that on the January 17, 2014, a true and correct copy of
5 the documents listed below have been E-filed with the Court and served on all counsel
6 of record listed on CM/ECF.

- 7 • **JOINT MOTION FOR ENTRY OF SUPPLEMENTAL ORDER**
8 **REGARDING MASTER CONSOLIDATED ANSWERS AND**
9 **SERVICE OF PROCESS; and**
10 • **PROPOSED CASE MANAGEMENT ORDER NO. __**
11

12 I declare that I am employed by the office of a member of the bar of this court
13 at whose direction the service was made. Executed January 17, 2014, at San Diego,
14 California.

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16 Tara D. Thurston
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